

BEFORE THE TENNESSEE REGULATORY AUTHORITY

AT NASHVILLE, TENNESSEE

July 19, 2002

IN RE:

**UNITED CITIES GAS COMPANY, A DIVISION OF
ATMOS ENERGY CORPORATION, INCENTIVE PLAN
ACCOUNT (IPA) AUDIT**

**DOCKET NO.
01-00704**

**ORDER SETTING HEARING, RESCHEDULING PRE-HEARING CONFERENCE
AND ESTABLISHING FILING SCHEDULE**

This matter is before the Hearing Officer to render a decision on the issues raised by the parties and to enter an initial order on the merits. On July 10, 2002, a telephonic Status Conference was held with all parties participating. During that Status Conference, the parties agreed to schedule the Hearing for August 27 - 28, 2002 and a Pre-Hearing Conference was scheduled for July 23, 2002. The Hearing Officer stated that pending motions would be discussed at the Pre-Hearing Conference.

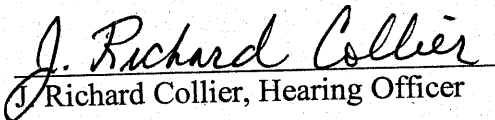
On July 17, 2002, the Consumer Advocate and Protection Division, Office of the Attorney General ("Consumer Advocate") filed a Motion for Partial Summary Judgment (the "Motion") with accompanying memorandum and supporting affidavit. The Consumer Advocate's Motion is extensive and reaches significant issues in this case. United Cities Gas Company ("United Cities") and the Tennessee Regulatory Authority Staff ("TRA Staff") have not had an opportunity to respond to the Motion.

**POSTED
FAXED
7/19/02**

The Hearing Officer determines that United Cities and the TRA Staff should file a response to the Consumer Advocate's Motion prior to consideration of that Motion or any other pending motions at a Pre-Hearing Conference. For this reason the Hearing Officer hereby continues the Pre-Hearing Conference scheduled for July 23, 2002 and directs United Cities and the TRA Staff to file responses to the Motion, with supporting Memorandum, no later than 2:00 p.m., Wednesday, July 31, 2002.

IT IS THEREFORE ORDERED THAT:

1. The Hearing in this matter is scheduled for August 27 - 28, 2002. A Notice from the Tennessee Regulatory Authority will follow this Order.
2. The Pre-Hearing Conference scheduled for July 23, 2002 is hereby cancelled and will be rescheduled at a later date.
3. United Cities and the TRA Staff shall have until **2:00 p.m., Wednesday, July 31, 2002**, to file their responses to the Consumer Advocate's Motion for Partial Summary Judgment. Responses shall be accompanied by or include supporting memoranda.


Richard Collier, Hearing Officer